THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 18708 OF 2000

Dated 27th June, 2007

Between:

Smt. Kamoju Anantha Lakshmi

…Petitioner

And

The Executive Officer,
Sri Varaha Lakshmi Narasimha Swamivari
Devasthanam, Simhachalam, Visakhapatnam
and another.

…Respondents.

ORAL ORDER:

In this writ petition, the petitioner seeks a declaration that the action of the first respondent in proposing to demolish the building in Plot No.1 of Southern part in Survey No.197-B, situated at Veepagunta Grama Panchayat in Visakhapatnam District is illegal and arbitrary.

In the affidavit filed in support of the writ petition, it is stated that the petitioner is entitled to make constructions in view of the benefits extended in G.O.Ms.No.917, dated 11.8.1981, G.O.Ms.No.584 (MA) dated 28.5.1987, G.O.Ms.No.601 (MA), dated 5.1.1988 and 76 (MA), dated 6.2.1988 and though the constructions are within the purview of the said G.Os., the respondent-Gram Panchayat had orally instructed to stop the construction and is taking steps to demolish the same without issuing any written notice.

This court while admitting the writ petition, by order dated 28.9.2000 ordered to maintain status quo existing as on that date.

Though the writ petition is of the year 2000, there is no representation on behalf of the parties.

As much as it is the case of the petitioner that no notice was issued before taking steps either for stopping the constructions or taking steps for demolition, I dispose of the writ petition directing the respondents not to take steps for demolition of the construction, unless the petitioner is issued with notice and orders are passed in accordance with the Andhra Pradesh Panchayat Raj Act, 1994.

Subject to above direction, the writ petition is disposed of. No order as to costs.

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27-6-2007

R.SUBHASH REDDY, J.

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